

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JESSE JOHNSON, JR.,

Plaintiff,

v.

RICK M. HILL, et al.,

Defendants.

No. 2:23-cv-01846-DJC DB P

ORDER

Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42 U.S.C. § 1983. Presently before the court is plaintiff's motion to amend. (ECF No. 8.) For the reasons set forth below, the court will grant the motion to amend.

I. Motion to Amend

Plaintiff has filed a motion to amend the complaint. (ECF No. 8.) Therein, plaintiff states that he seeks to amend the complaint to add an additional defendant. (Id. at 1.)

The Federal Rules of Civil Procedure state that courts "should freely give leave [to amend] when justice so requires." Fed. R. Civ. P. 15(a)(2). "In the absence of any apparent or declared reason—such as undue delay, bad faith or dilatory motive on the part of the movant, repeated failure to cure deficiencies by amendments previously allowed, undue prejudice to the

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opposing party by virtue of allowance of the amendment, futility of amendment, etc.—the leave sought should, as the rules require, be ‘freely given.’” Foman v. Davis, 371 U.S. 178, 182 (1962).

In light of plaintiff’s stated reasons for amending the complaint, the court will grant the motion.

II. Conclusion

For the reasons set forth above, IT IS HEREBY ORDERED that Plaintiff’s motion to amend (ECF No. 8) is granted.

Dated: June 24, 2024


DEBORAH BARNES
UNITED STATES MAGISTRATE JUDGE

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